



Stat of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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Executive Director

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Division Director

April 25, 2003

CERTIFIED RETURN RECEIPT
7099 3400 0016 8896 2338

Aaron Hancock
Interpace Industries, Inc.
736 West Harrisville Road
P.O. Box 12118
Ogden, Utah 84412

Re: Abatement of Notice of Non-Compliance, Interpace Industries, Inc., Clinton Pit, M/049/006, Utah County, Utah

Dear Mr. Hancock:

This letter is sent to abate the Notice of Non-Compliance that was issued for the Clinton Pit (M/049/006) on January 14, 2003. In summary, to abate the Notice, the following mitigation was required:

1. Interpace Industries, Inc. shall clearly mark the perimeter of the disturbed area metal t-posts or other suitable markers.
2. Interpace Industries, Inc. shall *suspend all mining operations and removal of materials* from all areas outside the approved 26-acre permit area the revised mining and reclamation plan and an appropriate transitional reclamation surety amount is received and accepted in writing by the Division.
3. Interpace Industries, Inc. *must increase the reclamation surety for the Clinton Pit in the amount of \$88,700.00.*
4. Interpace Industries, Inc. shall submit a permit revision to the current Large Mining permit application, to include all areas disturbed outside the current proposed permit area.

On February 14, 2003, the Division received the revision to your Notice of Intention. On February 19, 2003 the Division received the transitional reclamation surety, and on February 26, 2003, the Division received your finalized transitional reclamation contract and notification that the disturbed area had been marked.

An inspection was scheduled, but this was subsequently postponed due to adverse weather conditions.

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Aaron Hancock
M/049/006
April 25, 2003

On April 10, 2003, the site was inspected and the markers were determined to be adequate to mark the disturbed area. This inspection confirms that all of the mitigation requirements have been satisfied to effectively abate the January 14, 2003, Notice of Non-Compliance.

The Division appreciates the rapid manner in which you complied with the mitigation requirements. We are in the process of reviewing your permit revision for the Clinton Mine. We look forward to your continued cooperation as we complete the review and permitting action. As always, please don't hesitate to call if you have additional questions regarding this matter.

Sincerely,

A handwritten signature in black ink that reads "D. Wayne Hedberg". The signature is written in a cursive, flowing style.

D. Wayne Hedberg
Permit Supervisor
Minerals Regulatory Program

jb
Attachments: Inspection Memo
cc: Mary Ann Wright, OGM
O:\M049-Utah\M0490006-ClintonPit\non-compliance\abate-04252003.doc